IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT WINCHESTER

| ROBERT L. BUSHNELL, Individually |) | |
|---|---|-----------------------------|
| and d/b/a QUALITY COLLISION |) | |
| AND TOWING, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civil Action No. 4:11-CV-27 |
| |) | Judge Mattice |
| BEDFORD COUNTY, TENNESSEE, |) | |
| a Political Subdivision of the State of |) | |
| Tennessee; CITY OF SHELBYVILLE, a |) | |
| Municipality and Political Subdivision of |) | |
| the State of Tennessee; |) | |
| |) | |
| Defendants. |) | |
| | | |

NOTICE OF DISMISSAL WITH PREJUDICE

Plaintiff, pursuant to F.R.C.P. Rule 41(a)(1), herewith provides notice of the dismissal of the above-captioned claims, with prejudice.

Respectfully submitted,

BURGER, SCOTT & McFARLIN

/s/Wm. Kennerly Burger

Wm. Kennerly Burger, BPR #3731

Attorney for Plaintiff 12 Public Square North Murfreesboro, TN 37130 Telephone: (615) 893-8933

Facsimile: (615) 893-5333

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been forwarded, via electronic filing, to the following: John D. Schwalb, Wallace & Schwalb, PLLC, 108 Fourth Avenue South, Suite 207, Franklin, TN 37064; and Heather C. Stewart, Farrar & Bates, LLP, 211 Seventh Ave., N., Suite 500l, Nashville, TN 37219, on this the 25th day of January, 2012.

/s/Wm. Kennerly Burger Wm. Kennerly Burger

cc: Mr. Robert L. Bushnell